

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

EPIC GAMES, INC.,
Plaintiff, Counter-defendant
v.
APPLE INC.,
Defendant, Counterclaimant

Case No. 4:20-cv-05640-YGR-TSH
Case No. 4:11-cv-06714-YGR-TSH
Case No. 4:19-cv-03074-YGR-TSH

[PROPOSED] ORDER DENYING APPLE INC.'S ADMINISTRATIVE MOTION TO FILE UNDER SEAL THE JOINT DISCOVERY LETTER BRIEF

IN RE APPLE IPHONE ANTITRUST
LITIGATION

DONALD R. CAMERON, *et al.*,

Plaintiffs

APPLE INC.,

Defendant.

Hon. Thomas S. Hixson

This matter comes before the Court on Apple Inc.’s Administrative Motion to File Under Seal the Joint Discovery Letter Brief Regarding Discovery from Non-Party Samsung Electronics America, Inc. (the “Joint Discovery Letter Brief”) and Exhibits 3-5 because certain materials used or discussed therein contain information designated by Plaintiff Epic Games, Inc. as “CONFIDENTIAL” or “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” under the protective orders in the above-captioned actions. (*Epic Games, Inc. v. Apple Inc.*, No. 20-cv-05640-YGR-TSH, ECF No. 112.)

Upon consideration of the administrative motion to seal, the papers submitted in support and in response thereto, the motion is DENIED. Plaintiff has failed to carry its burden of establishing that the designated information is sealable, and therefore this Court HEREBY ORDERS that the information be made part of the public record.

Accordingly, Apple shall publicly file the Joint Discovery Letter Brief lodged with the Court.

IT IS SO ORDERED.

DATED:

HONORABLE THOMAS S. HIXSON
UNITED STATES MAGISTRATE JUDGE